



**NATIONAL MEDIATION BOARD**  
WASHINGTON, DC 20572

(202) 692-5000

In the Matter of the  
  
REPRESENTATION OF  
EMPLOYEES  
  
of  
  
PORT AUTHORITY TRANS-  
HUDSON  
  
Operations Examiners

39 NMB No. 26

CASE NO. R-7312

DISMISSAL

February 10, 2012

The services of the National Mediation Board (Board) were invoked by Mario Sciancalepore on December 8, 2011, to investigate and determine who may represent for the purposes of the Railway Labor Act (RLA), as provided by Section 2, Ninth, thereof, personnel described as "Operations Examiners," employees of Port Authority Trans-Hudson (Carrier).

At the time this application was received, these employees were represented by the International Brotherhood of Electrical Workers.

The Board assigned Investigator Eileen M. Hennessey to investigate.

FINDINGS

The investigation disclosed that a dispute existed among the craft or class of Operations Examiners, and by direction of the Board, the Investigator was instructed to conduct an election to determine the employees' representation choice.

The following is the result of the election as reported by Investigator Hennessey.

<u>Election Results for Operations Examiners</u>	
Eligible Employees	13
Void Votes	0
IBEW	3
Mario Sciancalepore	1
“No” Votes	9

The Board further finds that: the Carrier and employees in this case are, respectively, a Carrier and employees within the meaning of the RLA, as amended; this Board has jurisdiction over the dispute involved herein; and the interested parties, as well as the Carrier, were given due notice of the Board's investigation.

On the basis of the investigation and report of election which establishes that a majority of the valid votes cast was for no representation, the Board finds no basis for certification and the application is, therefore, dismissed subject to Part 1206.4(b) of the NMB Rules.

By direction of the NATIONAL MEDIATION BOARD.



Mary L. Johnson  
General Counsel